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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ROSALINA GUTERREZ, an individual;

Plaintiff,

v.

OTIS ELEVATOR COMPANY, a foreign
corporation; DOES I through X; ROE
ENTITIES I through X, inclusive, jointly and
severally

Defendants

2:24-cv-01075-JAD-NJK

**STIPULATION AND ORDER
STAYING CASE UNTIL
DECEMBER 15, 2025**

ECF No. 26

Plaintiff Rosalina Gutierrez and Defendant Otis Elevator Company by and through their respective counsel of record, hereby stipulate and agree to stay this matter for a period of five months pending resolution of the plaintiff's worker's compensation claim.

In order to avoid the jurisdictional bar imposed by the statute of limitations, plaintiff had to file this matter when she did even though her worker's



1 compensation claim and associated treatment were incomplete. In that time,
2 Nevada law concerning worker's compensation carrier liens changed, twice, and she
3 has yet to conclude her worker's compensation claim. Specifically, she is still
4 awaiting a final disability rating and payment for the same, and she is also still
5 undergoing treatment. Plaintiff anticipates that this will happen sometime in the
6 next three months, but is uncertain as to the exact timeline.

7 In the interest of allowing the defendant to conclude discovery and conduct a
8 medical examination, and to also facilitate the potential pre-trial settlement of this
9 matter once the prospective workers compensation lien amount can actually be
10 calculated, the parties agree that a stay of this matter pending the resolution of the
11 claim is in the interests of the parties and of judicial economy. Rather than
12 continue to ask for extensions of time to conduct further discovery, a stay of the
13 matter will enable the defendant to resume discovery in the form of the deposition
14 of the plaintiff and a medical examination once plaintiff's medical situation and
15 worker's compensation claim status is resolved. There is also a strong likelihood
16 that a finalized worker's compensation claim will also allow the parties to reach a
17 swift resolution of this case.

18 Therefore, the Parties hereby stipulate and request the Court enter an order
19 staying this matter for a period of five months.

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21 //



1 SAID REQUEST IS NOT BEING MADE FOR PURPOSES OF UNDULY
2 DELAYING DISCOVERY OR THE TRIAL OF THIS MATTER.

3
4 SO AGREED.

5 DATED July 16, 2025

DATED July 16, 2025

6 THE BIG GUNS INJURY
7 ATTORNEYS

TUCKER ELLIS

/s/Benjamin J. Carman

/s/Su-Lyn Combs

8 BENJAMIN J. CARMAN, ESQ.
9 ADAM C. EDWARDS, ESQ.
10 Attorneys for Plaintiff
11 Rosalina Gutierrez

VASUDHSIRI T. SATHIENMARS,
12 ESQ.
13 SU-LYN COMBS, ESQ.
14 Attorneys for Defendant
15 Otis Elevator Company

16
17 ORDER

18 Upon Stipulation by Counsel for the Parties [ECF No. 26], and good cause
19 appearing therefore, IT IS HEREBY ORDERED that **this matter is stayed for all**
20 **purposes until December 15, 2025.** The Clerk of Court is directed to
21 ADMINISTRATIVELY CLOSE this case.

22
23
District Court Judge  7-18-25

